



DOCKET NO.: S1436.70007US00

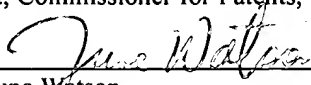
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yusoff et al.
Serial No.: 09/970,851
Confirmation No.: 1596
Filed: October 4, 2001
For: NUCLEOTIDE SEQUENCES OF THE NUCLEOCAPSID (NP) GENE OF A
MALAYSIAN VELOGENIC NEWCASTLE DISEASE VIRUS STRAIN
AF2240

Examiner: Chen, Stacy Brown
Art Unit: 1648

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to **Mail Stop Amendment**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 11th day of January, 2005.


June Watson

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


Transmitted herewith are the following documents:

- ☒ **Amendment**
- ☒ **Information Disclosure Statement**
- ☒ **Form PTO-1449 and Cited References**
- ☒ **Return Receipt Postcard**

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$180.00 is enclosed to cover the submission of the Information Disclosure Statement. Please charge any underpayment or credit any overpayment to Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,

By: 
John R. Van Amsterdam, Reg., No. 40,212
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210
Telephone (617) 646-8000

Docket No. S1436.70007US00
Date: January 11, 2005
x01/15/05x



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**STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed more than three months after the filing date of this application and after the mailing date of the first Office Action, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in this application.

The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

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PART II - Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application:

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

The following are remarks concerning the other information cited:

PART IV: Remarks

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.


By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

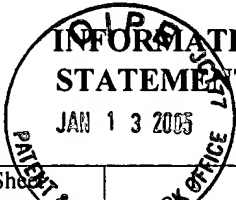
Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By: 
John R. Van Amsterdam, Reg No. 40,212
Wolf, Greenfield & Sacks, P.C.
600 Atlantic Avenue
Boston, Massachusetts 02210
Telephone (617) 646-8000

Docket No. S1436.70007US00
Date: January 11, 2005
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FORM PTO-1449/A and B (Modified)		APPLICATION NO.: 09/970,851	DOCKET NO.: S1436.70007US00
		FILING DATE: October 4, 2000	Confirmation No.: 1596
		APPLICANT: Yusoff et al.	
		GROUP ART UNIT: 1648	EXAMINER: Chen, Stacy Brown
Sheet	of	1	

U.S. PATENT DOCUMENTS

Examiner's Initials#	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of issue of Cited Document MM-DD-YYY
		Number	Kind Code		

FOREIGN PATENT DOCUMENTS

Examiner's Initials#	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document (not necessary)	Date of Publication of Cited Document MM-DD-YYYY	Translation (Y/N)
		Office/Country	Number	Kind Code			

OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials#	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)
	C1	RAHMAN et al., <i>Kajian Vet.</i> 8: 48-53 (1976)	
	C2	BLASKOVIC and STYK <i>Virology</i> 1: 194-197 (1967)	
	C3	IDRIS et al., <i>UNESCO Natl. Wkshp. on Promotion of Microbiol. in Malaysia</i> , 38 (1993)	
	C4	JEMAIN, S.F.P., MS Thesis: "The Nucleotide Sequence of the Matrix (M) Protein Gene of Newcastle Disease Virus (NDV) Strain AF2240," Univ. Putra Malaysia (1999)	
	C5	LAI, C.M., PhD Thesis: "A Study on a Velogenic Viscerotropic Newcastle Disease Virus <i>in-vitro</i> and <i>in-vivo</i> ," Univ. Putra Malaysia (1985)	
	C6	SALIH et al., <i>J. Biochem. Mol. Biol., and Biophys.</i> 4: 51-57 (2000)	
	C7	TAN et al., <i>DNA Sequence</i> 6: 47-50 (1995)	
	C8	EMBL GenBank accession no. X79092	
	C9	EMBL GenBank accession no. AF048763	
	C10	EMBL GenBank accession no. AF060563	
	C11	EMBL GenBank accession no. AF284646	
	C12	EMBL GenBank accession no. AF284647	
	C13	Invitrogen website page containing genotype of E. coli TOP10 Cells	

EXAMINER	DATE CONSIDERED
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#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.